IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE SIXTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL No. 528 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 01/08/2003 in WP No. 21804 OF 2000 on the file of the High Court.)

Between:

1. A. Narasinga Rao @ Gundelli Narasinga Rao S/o Late A. Durgaiah (Sr. APPO), R/o 12-1706/1, Kimtee Colony, Tarnaka, Secunderabad.
2. P. Satyanarayana S/o P. Mallaiah
r/o 12-1-567, Adaiah Nagar, North Lallaguda, Secunderabad.

..... APPELLANTS

AND

1. The District Collector, Hyderabad District Nampally, Hyderabad.
2. The Mandal Revenue Officer, Marredpally Mandal, Secunderabad, Hyderabad.
3. The Special Officer-cum-Commissioner, Municipal Corporation of Hyderabad Lower Tank Bund Road,
Hyderabad.
4. The Additional Commissioner, Municipal Corporation of Hyderabad, Secunderabad Division, Hyderabad.
5. The Managing Director Metro Water Supply and Sewerage Board, Hyderabad.

.....RESPONDENTS

Counsel for the Appellants: Mr. B.V.SUBBAIAH

Counsel for Respondent Nos.1 & 2: GP FOR REVENUE

Counsel for Repondent Nos.3 & 4: Smt.G.Jyothi Kiran

SC for MCH

Counsel for Respondent No.5: Ms.M.Venkateswari.

The Court made the following :

ORAL JUDGMENT:

(per Honourable Sri Devinder Gupta, the Chief Justice)

We have taken up the appeal with the consent of the learned counsel for parties.

By common order dated: 1.8.2003, a batch of writ petitions was decided by the learned Single Judge, against which, appeals were filed and appeals were, ultimately decided on 3.8.2004 by common judgment. This Appeal was not filed along with the others because of not mentioning its number in the common order and it is not disputed that this Appeal has to be disposed of because of the judgment delivered on 3.8.2004 in Writ Appeal No. 1195 of 2004 and batch. Accordingly, we allow this Appeal by setting aside the common order passed in Writ Petition No. 9083 of 2000 and batch in toto and direct that respondents shall not interfere with the possession of the writ petitioners and will not evict them otherwise than by due process of law, as indicated in the judgment in Writ Appeal No.1195 of 2004 and batch. No costs.

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DEVINDER GUPTA, C.J.

16.3.2005.

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B.SESHASAYANA REDDY, J.

VR.

To

1. The District Collector, Hyderabad District Nampally, Hyderabad.
2. The Mandal Revenue Officer, Marredpally Mandal, Secunderabad, Hyderabad.
3. The Special Officer-cum-Commissioner, Municipal Corporation of Hyderabad

Lower Tank Bund Road,
Hyderabad.
4. The Additional Commissioner, Municipal Corporation of Hyderabad, Secunderabad Division, Hyderabad.
5. The Managing Director Metro Water Supply and Sewerage Board, Hyderabad.

6. Two CCs to Government Pleader for Revenue, High Court Buildings, Hyderabad (OUT).

7. The Chief Judge, City Civil Court, Hyderabad

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